



civilian secretariat for police service

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Civilian Secretariat for Police Service
REPUBLIC OF SOUTH AFRICA

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Messrs. Hurter and Spies
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Dear Mr Eloff

IMPLEMENTATION OF THE CRIMINAL LAW (FORENSIC PROCEDURES) AMENDMENT ACT NO. 37 OF 2013 AND PROMOTION OF THE CRIMINAL LAW (FORENSIC PROCEDURES) AMENDMENT BILL, 2021

Your letter, dated 23 August 2021, respectively addressed to the President of the Republic of South Africa and the Minister of Police have reference (DJ Eloff/MAT4135).

This office was informed that you have been advised by the Presidency that the said correspondence was referred to the Ministry of Police for consideration.

As indicated in my letter dated 8 September 2021 to you, the National Commissioner of the South African Police Service was consulted on the readiness of the police service to implement section 36D (1) of the Criminal Procedure Act, 1977 (Act No. 51 of 1977).

Following this consultation, it was recommended to the President that 31 January 2022 be determined as the date on which section 2 of the Criminal Law (Forensic Procedures) Amendment Act, 2013, shall come into operation, making the taking of buccal swabs in respect of persons charged with Schedule 8 offences obligatory in terms of section 36D (1) of the Criminal Procedure Act, 1977 (Act No. 51 of 1977).

The required draft proclamation has been submitted through the Office of the Minister of Police to the President, for his consideration. Once the Proclamation has been approved and signed by the President, it will be published in the *Gazette*.

CSPS7804 2021PCJ IMPLEMENTATION OF THE CRIMINAL LAW (FORENSIC PROCEDURES) AMENDMENT ACT NO. 37 OF 2013 AND PROMOTION OF THE CRIMINAL LAW (FORENSIC PROCEDURES) AMENDMENT BILL, 2021

In respect of the Criminal Law (Forensic Procedures) Amendment Bill, 2021, it can be confirmed that the Bill has been approved by Cabinet for the introduction of the Bill in Parliament. The processes in this regard are underway.

With kind regards.



**MR AP RAPEA
SECRETARY FOR THE POLICE SERVICE**

Date: 04/11/2021